HVN

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 3743 OF 2006
IN
INCOME TAX APPEAL (L) NO. 2123 OF 2006

The Commissioner of Income Tax ... Appellant

Versus

Bharat P. Patel ... Respondent

Mr. R. K. Sharma and Mr. P.S. Sahadevan for the Appellant.

Mr. Ajay R. Singh for the for Respondent.

CORAM: F.I. REBELLO &
J.P. DEVADHAR, JJ.
DATED: OCTOBER 31, 2007

P.C.

. As the tax incidence is less than Rs. 4 lakhs, the learned counsel seeks leave to withdraw the Appeal and Motion. Hence, Appeal and Motion dismissed as withdrawn. The issue of law, if any, is kept open for consideration in appropriate case. Refund of court fees as per rules. C.C. expedited.

(J.P. DEVADHAR, J.) **(F.I.REBELLO, J.)**